

04 NCAC 24B .0401 is proposed for amendment as follows:

04 NCAC 24B .0401 ~~DETERMINATIONS~~ DETERMINATION BY ADJUDICATOR

Each adjudicator shall render a written determination resolving any issues related to the claim or protest under G.S. 96-15, which shall include:

- (1) each issue or question involved;
- (2) the docket or issue identification number of the case;
- (3) the resolution of each issue;
- (4) the citation of the provision of law applied to reach the resolution of each issue or question;
- (5) the parties' rights to file an appeal of the determination;
- (6) the statutory time period under ~~G.S. 96-15(b)(1)~~ G.S. 96-15(b)(2) within which an appeal ~~shall~~ may be filed;
- (7) instructions for requesting an in-person hearing;
- (8) information on filing an appeal of the determination ~~by mail, facsimile, or email~~, as set forth in ~~04 NCAC 24A .0104; 04 NCAC 24A .0104(b);~~ and
- (9) notice that claims filed on or after June 30, 2013 are subject to repayment of overpayments, including those resulting from any decision that is later reversed on appeal.

*History Note: Authority G.S. 96-4; 96-15; 20 CFR 602;
Eff. July 1, 2015;
Amended Eff. July 1, 2018.*